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02908.000004

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: M. Geckil
JOHN D. BARNARD, et al.)	
	:	Group Art Unit: 2142
Application No.: 09/895,021)	
	:	
Filed: June 28, 2001)	
	:	
For: DISCOVERY AND MANAGEMENT)	
OF NETWORK PRINTERS	:	April 25, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE REGARDING DRAWINGS

Sir:

This is in response to the Notice Regarding Drawings dated April 15, 2005.

Formal drawings for this case were mailed to the USPTO on October 24, 2001, but they were not deemed "filed" until January 14, 2002. It is thought that this three-month delay was caused by special mail-handling procedures instituted in the wake of the September 11, 2001 terrorist attacks. It is also thought that the drawings might have been damaged by those special procedures.

Accordingly, a copy of the formal drawings, as mailed on October 24, 2001, together with a copy of the transmittal letter that accompanied those drawings, is attached.

It is believed that this copy of the formal drawings fully meets the requirements set forth by the USPTO, and should be approved. Indeed, it is noted that the Examiner's Notice of Allowability has already approved even the damaged drawings.

Even though this paper is being filed after allowance, it cannot properly be said that Applicants have "failed to engage in reasonable efforts to conclude prosecution of the application" (see 35 U.S.C. § 154). The Notice Regarding Drawings was the first time Applicants were alerted to the Draftsperson's objections to the drawings. Accordingly,

Applicants should not be penalized with a reduction in patent term in spite of the provisions of 37 C.F.R. § 1.704(c)(10).

Applicants' undersigned attorney may be reached in our Costa Mesa, CA office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

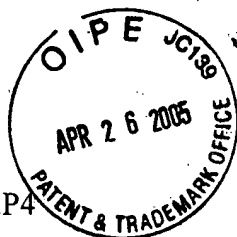
A handwritten signature in dark ink, appearing to read "Michael K. O'Neill", written over a horizontal line.

Attorney for Applicants
Michael K. O'Neill
Registration No. 32,622

FITZPATRICK, CELLA, HARPER & SCINTO
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In re Application of:)
JOHN D. BARNARD et al.)
Application No.: 09/895,021)
Filed: June 28, 2001)
For: DISCOVERY AND MANAGEMENT)
OF NETWORK PRINTERS)
Examiner: N/Y/A
Group Art Unit: 2152
October 24, 2001

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

COPY

LETTER TRANSMITTING FORMAL DRAWINGS

Sir:

Transmitted herewith are formal drawings to be substituted for the corresponding drawing sheets presently on file in the above-identified application.

Applicants' undersigned attorney may be reached in our Costa Mesa, CA office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,


Attorney for Applicants

Registration No. 40,595

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on

October 24, 2001

(Date of Deposit)

Dennis A. Duchene, Reg. No. 40,595

Name of Attorney for Applicant


Signature Date of Signature 10/24/01